

REGULAR COUNCIL MEETING
DECEMBER 5, 2016

MEMBERS PRESENT: Douglas Baker, Mayor
Jane Dlugos
James Johnson
Samuel Lyons
James Marshall
Ryan Rudegeair
Donna Fletcher, Deputy Mayor (Joined meeting via Skype at 7:10 p.m.)

IN ATTENDANCE: Tracy Jamieson, City Manager
James Greenfield, Esq.
Harmony Motter, Finance Director
Chuck Gibbons, Code Enforcement/Zoning Officer
Sheila Boughner, Community Development Director/Recording Secretary
Jon Haag, Venango Newspapers
Jim Ivell, Representing St. John's Episcopal Church
Susan Slautterback, 1510 Buffalo St.
Louis Slautterback, 1510 Buffalo St.
Bethany Slautterback, 1510 Buffalo St.
George Gardner, 1420 Chestnut St.
Jane Richey, 155 Summit Drive
Robert McVay, 424 Moreland Drive
B. Marsteller, 418 Congress Hill Road
Thomas Marsteller, 418 Congress Hill Road
S. Hughes, 607 Buffalo St.
Lois Carr, 311 Pacific St.
Amy Carr, 311 Pacific St.
Jason Peterson, Atlantic Avenue United Brethren Church
Sandy Lewis, 1449 Pittsburgh Road
Dennis Jones, 806 Liberty St.
Kaycee Reib, St. John's Episcopal Church
Mark Paden, Atlantic Avenue Church
Diane Gramley, American Family Association of PA
Jerry Woods, 799 Belmar Road, PA Gun Owners Association
Steve Holtz, Christ United Methodist Church
The Rev. Elizabeth Yale, St. John's Episcopal Church
Larry Say, 1381 Van Road
Roxelyn Say, 1381 Van Road
Linda Linn, 433 Moreland Drive
Randy Powell, First Baptist Church
Jeff Little, First United Methodist Church
Valerie Martin, 1307 Sassafras St.

Richard Way, 1470 Thompson Road
Letitia Way, 1470 Thompson Road
James Leichter, 531 Liberty St.

Mayor Baker called the meeting to order at 7:06 p.m.

ADOPTION OF AGENDA - Resolution No. 186

Mr. Marshall moved to approve the agenda, as presented. Mr. Lyons seconded the motion, which passed unanimously.

APPROVAL OF MINUTES - Resolution No. 187

Mr. Lyons moved to approve the minutes of the public hearing and the regular meeting of Nov. 14, 2016, as presented. Ms. Dlugos seconded the motion, which passed unanimously.

PAY THE BILLS - Resolution No. 188

Mr. Lyons moved to pay the bills as presented. Mr. Rudegear seconded the motion, which passed unanimously.

CITIZENS' INQUIRIES

Eleven citizens spoke in favor of keeping the lighted Nativity scene on the stage in South Park, including Diane Gramley, with the American Family Association of Pennsylvania. She explained that the addition of secular items of comparable size to the holiday display would neutralize objections to the Nativity over the issue of separation of church and state.

Ms. Fletcher joined the meeting during the citizen comments at 7:10 p.m., via Skype.

NATIVITY – Resolution No. 189

Mayor Baker moved and Mr. Lyons seconded a motion to keep the Nativity set in place and add some secular items to make it part of a larger holiday display. Motion passed unanimously.

CERTIFICATE OF APPROPRIATENESS

Resolution No 190 – Mr. Rudegear moved and Mr. Lyons seconded a motion to issue Certificates of Appropriateness for:

- New support walls for an existing second-story addition at 1546 Liberty St.
- A new sign at 1259 Liberty St.
- An enclosure containing a lift at St. John's Episcopal Church, 1145 Buffalo St.

All three were recommended for approval by HARB. Motion passed unanimously.

FY-2014 CDBG MODIFICATION APPROVAL – Resolution No. 191

Mr. Rudegear moved and Mr. Johnson seconded a motion to approve the modification of the City's FY-2014 CDBG Program to devote the remaining funds totaling \$139,795.02 to improvements on Sassafras Street. Motion passed unanimously.

FINAL READING – BILL NO. 6 – BUDGET – Resolution No.192

Mr. Greenfield read the title of Bill No. 6, "Budget," into the record. Mr. Rudegear moved and Mr. Johnson seconded a motion to approve, on final reading, Bill No. 6, "Budget." Motion was approved unanimously.

FINAL READING – BILL NO. 7 – REAL ESTATE TAX - Resolution No. 193

Mr. Greenfield read the title of Bill No. 7, "Real Estate Tax," into the record. Mr. Rudegear moved and Ms. Dlugos seconded a motion to adopt Bill No. 7, "Real Estate Tax," on final reading. Motion passed unanimously.

FINAL READING – BILL NO. 8 – EARNED INCOME TAX - Resolution No. 194

Mr. Greenfield read the title of Bill No. 8, "Earned Income Tax," into the record. Mr. Rudegear moved and Mrs. Fletcher seconded a motion to adopt Bill No. 8, "Earned Income Tax," on final reading. Motion passed unanimously.

PARADE & PARK REQUESTS – None.

MANAGER'S REPORT

- Informed council that Cauvel's Trailer Court has asked the City to vacate Reisenman Avenue from Grant Street north. She said the owners of the trailer court would like to take over the maintenance of that street, which is one of the main streets in the trailer park. Currently the City plows the street in the winter from Grant Street and along the main branch into the trailer park. She asked council members for their thoughts, and both Mayor Baker and Mr. Rudegear indicated they would be OK with the City vacating the street as long as no liability issues are involved.
- Raised the topic of making Brady Way, the alley connecting the Sheetz parking lot to Buffalo Street, one-way. All members were in favor of the concept.
- Presented council with several updates of the City's fee schedule for consideration. They include:
 - ❖ The addition of a \$25/week fee for an on-street storage pod permit
 - ❖ The addition of a \$25/per hour fee to the vehicle schedule for an ultra-terrain vehicle to be purchased by the Franklin General Authority. That fee also includes a charge of 130 percent of the applicable wage rate of the City operator, similar to that for use of other vehicles.
 - ❖ An increase of the rental fee for the Miller-Sibley pavilion to \$50
 - ❖ An increase of several of the charges for services relating to downtown parks and the addition of a \$150 per park fee for bagging up trash after an eventCouncil agreed to consider the changes for January's meeting.
- Advised council that a public forum will be held sometime in January to present the preliminary proposed bicycle and pedestrian master plan to the public.
- Ms. Jamieson also informed council of an appeal of a code enforcement letter declaring the property at 637 Egbert Ave. as unfit for human habitation. The appeal hearing was set for 4 p.m. Monday, Jan. 23, 2017, in council chambers.

SOLICITOR'S REPORT

- **Resolution No. 195** -- Mr. Greenfield presented a proposed resolution for the borrowing of \$125,000 at 2.5% interest for the purchase of a new dump truck for the Street Department. The payments will be made using Liquid Fuels funds. Mayor Baker moved and Mr. Lyons seconded a motion to approve the resolution authorizing the small borrowing for capital purposes as presented. Motion passed unanimously.

Mayor-Appointments

- **Resolution No. 196** – Mayor Baker moved to re-appoint Timothy Dunkle to the General Authority board for a five-year term as recommended by Sugarcreek Borough Council. Mr. Marshall seconded the motion, which passed unanimously.
- **Resolution No. 197** – Mayor Baker moved and Ms. Fletcher seconded the motion to re-appoint Jason Wible to the Franklin Industrial & Commercial Development Authority board. Motion passed unanimously.
- **Resolution No. 198** – Mayor Baker moved and Mr. Rudegear seconded the motion to re-appoint Pamela Logsdon Sibley to the Planning & Zoning Commission. Motion passed unanimously.

COUNCIL REPORTS

Mr. Rudegear

- Said he would like to form a committee to devise a long-term plan for the city as a whole. Mayor Baker indicated the Planning & Zoning Commission would probably be happy to assist.

Mr. Johnson

- Noted that he attended the recent meeting of the steering committee for the Bicycle and Pedestrian Master Plan and found it interesting.

EXECUTIVE SESSION -- Resolution No. 199

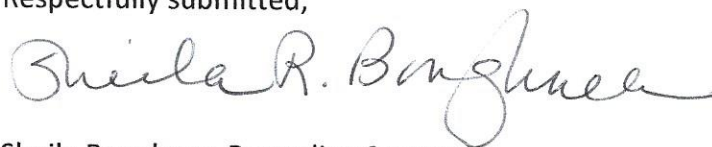
Mayor Baker moved to enter into executive session at 8:12 p.m. to discuss potential land negotiations. Mr. Johnson seconded the motion, which passed unanimously. The executive session ended at 8:28 p.m.

ANY OTHER BUSINESS – Resolution No. 200

Upon returning to open Council meeting, motion was made by Ryan Rudegear and seconded by Sam Lyons to approve the request by Andy Restauri to eliminate the development requirements for Phase 3 of The Reserve at Franklin, as contained in the relevant agreements with the City. This will permit the sale of the land contained in Phase 3 for use as a single family residential lot. This approval is conditioned on the escrow of the net proceeds of the sale (estimated to be approximately \$115,000) to secure the satisfactory completion of all infrastructure improvements required for Phase 1 and Phase 2 of that development. The Mayor and the City Clerk are authorized to execute and deliver all documents necessary to implement this Resolution, subject to the prior approval of all such documents by the City Solicitor. Motion passed unanimously.

There being no further business to come before the Council at this time, the meeting was adjourned at 8:30 p.m.

Respectfully submitted,

A handwritten signature in cursive script, reading "Sheila R. Boughner". The signature is written in dark ink and is positioned above the printed name.

Sheila Boughner, Recording Secretary